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October 21, 2021

VIA ECF

Hon. Valerie E. Caproni
United States District Judge
Southern District of New York
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007

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Re: JTRE Manhattan Ave. LLC, et al. v. Capital One, N.A., No. 1:21CV5714
Application to Stay Discovery Pending Motion to Dismiss

Dear Judge Caproni:

The parties to this action submit this application that the remaining discovery in this action be stayed during the pendency of Defendant Capital One's ("Capital One") pending motion, the reply papers to which are due to be filed by Capital One next week, on October 28. *See* ECF No.: 26.

The current Case Management and Scheduling Order, ECF No.: 22, sets forth the following operative deadlines:

Fact discovery	November 16, 2021
Expert Discovery	December 31, 2021
Pre-Trial Conference	November 19, 2021, at 10:00 A.M.

Although discovery has been steadily progressing, in order to conserve party resources, as well as to provide a window for the parties to explore a potential amicable resolution of this lawsuit post-decision, it is respectfully proposed that, upon the issuance of a decision and order on the motion, that the current Case Management and Scheduling Order be amended to provide for an additional 120 days to complete all remaining fact and expert discovery.

Thank you for Your Honor's consideration.

Respectfully submitted,

Stan Sharovski

Stan Sharovski, Esq.

Application GRANTED. All discovery deadlines are hereby ADJOURNED *sine die*. Amendments to the Case Management and Scheduling Order will be considered after the Court issues its order on the pending motion before the Court.

SO ORDERED.



10/21/21

HON. VALERIE CAPRONI
UNITED STATES DISTRICT JUDGE